

# House File 203 - Introduced

HOUSE FILE 203

BY B. MEYER

## A BILL FOR

- 1 An Act requiring the seller of a catalytic converter or
- 2 associated parts to provide certain information, and
- 3 providing penalties.
- 4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1     Section 1. NEW SECTION. 714.27A Sales of catalytic  
2 converters — proof — penalty.

3     1. A person shall not sell a catalytic converter or any  
4 nonferrous part of a catalytic converter unless purchased as  
5 part of a motor vehicle or the person provides the vehicle  
6 identification number of the vehicle from which the catalytic  
7 converter or part originated and reasonable proof of any of the  
8 following:

9       a. The person owns the catalytic converter or part.  
10 Reasonable proof of ownership includes but is not limited to a  
11 receipt or bill of sale.

b. The person is authorized to sell the catalytic converter or part on behalf of the owner. Reasonable proof of authorization to sell the property includes but is not limited to a signed letter on the owner's letterhead, dated no more than ninety days before the date of sale, authorizing the person to sell the property.

18       2. A person who sells a catalytic converter or any  
19 nonferrous part of a catalytic converter in violation of  
20 subsection 1 commits a serious misdemeanor.

21	EXPLANATION
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22           The inclusion of this explanation does not constitute agreement with  
23           the explanation's substance by the members of the general assembly.

24 Current law requires all scrap metal transactions for the  
25 sale of catalytic converters totaling more than \$75 to meet  
26 certain requirements. A person who sells the parts must  
27 provide identifying information to the scrap metal dealer and  
28 the dealer must keep a confidential record of each transaction.  
29 In addition, payments for the parts must be made by check  
30 or electronic funds transfer. A person who violates these  
31 provisions is subject to a civil penalty of between \$100 and  
32 \$1,000.

33       This bill prohibits the sale of a catalytic converter or  
34 any nonferrous part of a catalytic converter unless it is  
35 purchased as part of a motor vehicle or the person selling

1 it provides the vehicle identification number of the vehicle  
2 from which the catalytic converter or part originated and  
3 reasonable proof that the person owns the catalytic converter  
4 or part or is authorized to sell the property on behalf of  
5 the owner. Reasonable proof of ownership includes but is not  
6 limited to a receipt or bill of sale. Reasonable proof of  
7 authorization to sell the property includes but is not limited  
8 to a signed letter on the owner's letterhead, dated no more  
9 than 90 days before the date of sale, authorizing the person to  
10 sell the property. The bill applies to all sales of catalytic  
11 converters or nonferrous parts of catalytic converters, and  
12 does not otherwise affect the requirements under current law  
13 for scrap metal transactions involving catalytic converters  
14 totaling more than \$75.

15 A person who sells a catalytic converter or any nonferrous  
16 part of a catalytic converter without providing the required  
17 information commits a serious misdemeanor. A serious  
18 misdemeanor is punishable by confinement for no more than one  
19 year and a fine of at least \$430 but not more than \$2,560.